

**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF TEXAS
SAN ANTONIO DIVISION**

**DDR WEINERT, LTD. AND DDR
WILLIAMS, LTD.,
Plaintiffs,**

vs.

**OVINTIV USA, INC. AND ENCANA
OIL & GAS (USA) INC.,
Defendants.**

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Case No. 5:22-CV-00558-XR

NOTICE OF APPEAL

Plaintiffs DDR Weinert, LTD and DDR Williams, LTD appeal to the United States Court of Appeals for the Fifth Circuit from the following orders and decisions of Judge Xavier Rodriguez, Judge of the District Court for the Western District of Texas (San Antonio Division):

1. the June 16, 2023 Order granting Defendants' Ovintiv USA, Inc.'s and Encana Oil & Gas (USA) Inc.'s Motion for Summary Judgment and denying Plaintiffs DDR Weinert, LTD and DDR Williams, LTD's Motion for Summary Judgment (Dkt. No. 46); and
2. the June 16, 2023 Final Judgment (Dkt. No. 47).

Respectfully submitted,

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**ATTORNEYS FOR PLAINTIFFS
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CERTIFICATE OF SERVICE

On this 23rd day of June 2023, the above document was served on all counsel of record for the parties in accordance with the Federal Rules of Civil Procedure.

/s/ John W. Ellis

John W. Ellis